## In the Claims

Please cancel without prejudice Claims 20-37.

Please add new Claims 38-68.

38. (New) A method of forming a phase-shift mask employing photomask topography and photoresist sensitivity to electromagnetic radiation comprising:

providing a plane wave from an electromagnetic beam source incident on a mask, the mask adapted to selectively phase-shift at least a portion of the beam according to a predetermined pattern to produce a phase-shifted beam;

passing the beam from the electromagnetic plane wave through the mask to create a phase-shifted beam having a diffraction pattern;

approximating, in a frequency domain, the phase and amplitude via a Fourier transform at a lens pupil plane;

directing the diffraction pattern at a substrate to form an image via interference, the substrate adapted to selectively change dissolution characteristics of a photo-imageable material and avoiding unwanted artifacts such that intended features develop; and

transferring, via a fabrication process, the pattern-onto a substrate.

- 39. (New) The method of claim 38 wherein the approximating further comprises a sinc function.
- 40. (New) The method of claim 38 wherein the fabrication technique includes etching, ion implanting, and lift off.
- 41. (New) The method of claim 38 wherein passing the beam through the mask further comprises determining a transmittance of the mask.
- 42. (New) The method of claim 38 wherein the phase-shifted beam comprises a plurality of beam portions.

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- 43. (New) The method of claim 42 wherein the beam portions further comprise a plurality of interfering beam portions in the pupil plane.
- 44. (New) The method of claim 43 wherein the interfering beam portions include at least a first beam portion and a second beam portion.
- 45. (New) The method of claim 44 wherein the first beam portion corresponds to at least one primary feature and the second beam portion corresponds to at least one assist feature.
- 46. (New) The method of claim 44 wherein the first beam portion and the second beam portion are at unequal phases.
- 47. (New) The method of claim 44 wherein the first beam portion is substantially an odd multiple of 180 degrees out of phase from the second beam portion.
- (New) The method of claim 38 wherein the phase-shift is a strong phase-shift.
  - 49. (New) The method of claim 48 wherein the strong phase-shift substantially eliminates zero-frequency light between the first beam portion and the second beam portion.
  - 50. (New) The method of claim 48 wherein the strong phase-shift is operable to balance opposing electric fields between the first beam portion and the second beam portion.
  - 51. (New) The method of claim 38 wherein passing the beam further comprises off-axis /illumination by determining an optimal zero-frequency amplitude and phase.
  - 52. (New) The method of claim 48 wherein the approximating further comprises rigorous analyzing for a design rule check of the strong phase shift in the Fourier plane.

- 53. (New) The method of claim 38 wherein the phase-shift is a weak phase shift.
- 54. (New) The method of claim 38 wherein the approximating further comprises rigorous analyzing for a physical rule check of the strong phase shift in the pupil plane.
- 55. (New) The method of claim 50 wherein the balanced electric field at the zero-frequency corresponds to the amplitude of a plurality of objects on the mask.
- 56. (New) The method of claim 88 wherein the approximating further comprises simulating on a computer.
- 57. (New) The method of claim 56 wherein the computer further comprises a plurality of computers in parallel.
- 58. (New) The method of claim 45 wherein the primary feature is an isolated feature on the mask.
- 59. (New) The method of claim 45 further comprising forming the assist feature by a subtractive etch process.
- 60. (New) The method of claim 45 further comprising forming the primary feature by a subtractive etch process.
- 61. (New) The method of claim 45 further comprising forming the assist feature by an additive process.
- 62. (New) The method of claim 45 further comprising forming the primary feature by an additive process.

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